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(*pro hac vice*)

Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

CENTER FOR BIOLOGICAL DIVERSITY
and AMARGOSA CONSERVANCY,

Plaintiffs,

vs.

DEBRA HAALAND in her official capacity
as Secretary of the Interior, TRACY STONE-
MANNING in her official capacity as the
Director of the Bureau of Land Management,
U.S DEPARTMENT OF THE INTERIOR,
BUREAU OF LAND MANAGEMENT, and
NICHOLAS B. PAY in his official capacity
as Field Manager of the Bureau of Land
Management Pahrump Field Office,

Defendants.

Case No: 2:23-cv-1049-JAD-NJK

REVISED JOINT STATUS REPORT

Plaintiffs, the Center for Biological Diversity and the Amargosa Conservancy (Plaintiffs)
and Defendants, Debra Haaland *et al.*, (BLM) hereby submit this Revised Joint Status Report.

Plaintiffs filed this action on July 7, 2023, challenging BLM's actions in connection with
Rover Metals (USA), Inc.'s (Rover) "Let's Go Lithium" project (the Project), proposed mineral
exploration operations located adjacent to the Ash Meadows National Wildlife Refuge. *See*
Compl., ECF 1. On July 17, 2023, Plaintiffs filed a Motion for Preliminary Injunction seeking to
halt mineral operations near the Refuge (ECF 9).

1 On July 19, 2023, Defendants issued two documents in connection with the Project: (1)
2 Rescission of Acknowledgement of Notice and Requirement for Plan of Operations (Decision
3 No. 1); and (2) Rescission of Determination of Required Financial Guarantee for Ongoing
4 Operations (Decision No. 2). *See* July 21, 2023 Joint Motion for Stay of Case and Withdrawal of
5 Preliminary Injunction Motion (ECF 14). These decisions rescinded BLM's
6 "acknowledgement"¹ of Rover's April 5, 2023 Notice of Intent (NOI) and its acceptance of the
7 associated bond.

8 On July 21, 2023 Plaintiffs and Defendants filed a Joint Motion for Stay of Case and
9 Withdrawal of Preliminary Injunction Motion (ECF 14). This Court granted the Joint Motion on
10 the same day. In its Order granting the Joint Motion, the Court stated that a status report would
11 be due on November 17, 2023.

12 On November 17, 2023, Plaintiffs and Defendants filed a Joint Status Report (ECF 17),
13 stating that Plaintiffs intended to move to reopen the case to permit additional pleadings and
14 motion practice, including an amendment to the Complaint (ECF 1). However, on November 17,
15 2023, shortly after the Joint Status Report had been filed, Plaintiffs' counsel obtained a new
16 document entitled "Project Description," which describes a new plan by Rover to conduct
17 mineral exploration activities in the Amargosa Valley near Ash Meadows National Wildlife
18 Refuge.

19 Based on this new information, Plaintiffs and Defendants have resumed discussions about
20 the status of the case and future proceedings. While those discussions are ongoing, Plaintiffs do
21 not intend to file a motion to reopen the case or amend the Complaint, as stated in ECF 17.
22 Accordingly, Plaintiffs and Defendants now request that the case remain stayed, and propose that
23

24
25 ¹ Plaintiffs and the Federal Defendants dispute the terminology regarding BLM's actions regarding
26 Rover's Notice of Intent, more specifically whether BLM "acknowledged" Rover's NOI or
27 whether BLM "approved" operations under the NOI. However, that dispute does not affect this
Joint Status Report and Motion.

the parties jointly file a status report within 30 days of this Court's approval of this Revised Joint Status Report to inform the Court of any additional developments.

Respectfully submitted this 21st day of November, 2023,

/s/ Scott Lake

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IT IS SO ORDERED

U.S. District Judge Jennifer A. Dorsey

CERTIFICATE OF SERVICE

I certify that on this 21st day of November, 2023 I served a true and correct copy of the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such upon all attorneys of record.

/s/ Scott Lake